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<b>TRANSMITTAL FORM</b>  (To be used for all correspondence after initial filing)	Application Number	10/084,700
	Filing Date	February 27, 2002
	First Named Inventor	Todd Seeley
	Group Art Unit	1636
	Examiner Name	Sumesh Kaushal
	Attorney Docket No.	59516-76 / PP-01406.004

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement; Form PTO-1449 <input type="checkbox"/> Cited References <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts under 37 C.F.R. 1.52 or 1.53 <input type="checkbox"/> Response to Missing Parts/Incomplete Application	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Request for Corrected Filing Receipt <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation, Change of Correspondence Address <input type="checkbox"/> Declaration <input type="checkbox"/> Statement under 37 CFR 3.73(b) <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Small Entity Statement <input type="checkbox"/> Request for Refund	<input type="checkbox"/> CD(s), Number of CD(s) <input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Return Receipt Postcard <input type="checkbox"/> Additional Enclosure(s) (please identify below): _____ _____ _____
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Individual Name	Barry L. Davison	27476
Signature		
Date	August 28, 2003	

CERTIFICATE OF FACSIMILE TRANSMISSION/MAILING		
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date specified below.		
Typed or printed name	Jessica Helmerson	
Signature		Date: August 28, 2003

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August 28, 2003

Date

Jessica Helmerson

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Todd Seeley  
Application No. : 10/084,700  
Filed : February 27, 2002  
For : *huBUB3* GENE INVOLVED IN HUMAN CANCERS

Examiner : Sumesh Kaushal  
Art Unit : 1636  
Docket No. : 59516-76 / PP-01406.004  
Date : August 28, 2003

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

## RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents:

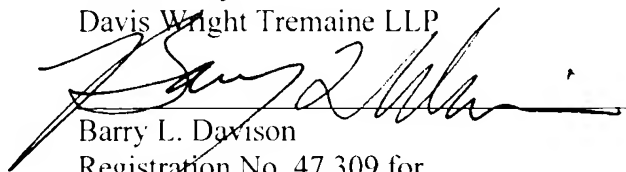
In response to the Restriction Requirement dated July 29, 2003, applicant hereby elects with traverse, Group I, claims 4 and 42-46, for examination at this time. Applicants traverse on the ground that a search was performed in parent application Serial No. 09/208,743, now U.S. Patent 6,410,312, and it would not be an undue burden to search and examine the remaining subject matter.

Consideration of the elected claims is now requested.

Respectfully submitted,

Todd Seeley

Davis Wright Tremaine LLP

A handwritten signature in dark ink, appearing to read "Barry L. Davison", is written over a horizontal line.

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